

5917. Adulteration and misbranding of vinegar. U. S. * * * v. 80 Barrels of Vinegar. Product ordered released on bond. (F. & D. No. 7916. I. S. No. 10842-m. S. No. C-602.)

On December 16, 1916, the United States attorney for the Western District of Wisconsin, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel for the seizure and condemnation of 80 barrels of vinegar, remaining unsold in the original unbroken packages at Chippewa Falls, Wis., alleging that the article had been shipped on or about September 23, 1916, by the Security Trust Co., receiver for the Williams Bros. Co., Detroit, Mich., and transported from the State of Michigan into the State of Wisconsin, and charging adulteration and misbranding in violation of the Food and Drugs Act.

Adulteration of the article was alleged in the libel for the reason that a product made from dried apple products mixed in diluted acetic acid or distilled vinegar had been substituted wholly or in part for pure apple cider vinegar.

It was alleged in substance that the article was misbranded for the reason that the barrels were labeled, "Williams Pure Apple Cider Vinegar Full Strength * * *," whereas it was not pure apple cider vinegar but a product made from dried apple products mixed in [with] diluted acetic acid or distilled vinegar, and the label thereon and the statement regarding the article were false and misleading; and for the further reason that it was an imitation of pure apple cider vinegar, to wit, a product made from dried apple products mixed in [with] diluted acetic acid or distilled vinegar, and was offered for sale under the distinctive name of another article, to wit, pure apple cider vinegar, and for the further reason that the article was labeled and branded as aforesaid so as to deceive and mislead the purchaser.

On January 27, 1917, the said Security Trust Co., claimant, having filed a petition for the release of the property, it was ordered by the court that the product should be released to said claimant upon the payment of the costs of the proceedings and the execution of a bond in the sum of \$1,000, in conformity with section 10 of the act.

C. F. MARVIN, Acting Secretary of Agriculture.